

APR 03 2008

Request for Continued Examination (RCE) Transmittal Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See the American Inventors Protection Act of 1999 (AIPA).	Application No.	10/822,920
	Filing Date	April 13, 2004
	Named Inventor(s)	
	Zitaner et al.	
	Group/Art Unit	2164
	Examiner Name	Leslie Wong
Attorney Docket No.		52531.105002 CON

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicants may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice. Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (mar. 20, 2000), 1222 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR § 1.116 previously filed on _____ . (Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____ .
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other:

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR § 1.17(f) required)
- b. ☐ Other:

3. Fees (The RCE fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.114 when the RCE is filed.)

- a. ☒ The Director is hereby authorized to charge any additional fees, or credit any overpayments, to Deposit Account No. 11-0980.
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☒ Payment by credit card (Form PTO-2038 enclosed)
- i. ☒ RCE Fee required under 37 CFR § 1.17(e) - ~~\$810.00~~
- ii. ☒ Extension of time fee (37 CFR §§ 1.136 and 1.17)

Signature of Applicant, Attorney or Agent Required

David S. Moreland, Esq.
KING & SPALDING LLP
34th Floor, 1180 Peachtree Street, N.E.
Atlanta, Georgia 30309-3521

By: David S. Moreland Reg. No. 60,134
Date: April 3, 2008
Telephone: 404.572.4600 Facsimile: 404.572.5134
Customer No. 20786

Certificate of Mailing or Transmission

I hereby certify that this correspondence is being facsimile transmitted to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Facsimile No. (571) 273-8300 on April 3, 2008.

David S. Moreland

David S. Moreland, Reg. No. 60,134

04/04/2008 PCHOMP 00000012 10822920

01 FC:1801

810.00 0P